

Claim No 218.

Under Article 4, Treaty of June 14th, 1866,
with Creek Indians.

The undersigned Fred Toby, - a
Freedman, and Native of the Creek Nation,
and a Refugee, loyal to the United States, Aged
about 30 years, being duly sworn and Examined,
deposes and says: - That whilst he was living
on his place about ten miles from North Fork
Down, Creek Nation, and sometime in the
month of August 1863, he was compelled to
fly from and abandon his home and property
by the rebel troops under the command of the
rebel General Cooper; that, at the time he fled,
he owned and possessed the property herein =
after mentioned, and that he had to abandon
the same, and that he has not since recovered
the said property or any part thereof: - to say:

Three (3) Horses - valued at \$50 Each = \$150.00

Twelve (12) Hogs - " \$5 " 60.00

One (1) Cow & calf " 15.00

One 2 yr. old & One Yearling - \$6 " 12.00

Making a total value of - \$237.00

Two hundred and thirty seven dollars.

And further this deponent saith not.

Subscribed and sworn to, before me,
at the Creek Agency C. N. this 17th day of

November A.D. 1869.

Fred Toby ^{his} mark

J. P. McElroy
Attest my. att. not ind. affs
J. P. McElroy

The undersigned William Franklin
and William Caesar, Free-men, Natives
of the Creek Nation, being jointly duly sworn
and Examined. They understanding and
conversing in the English language, do depose
and say; that they are not interested in the
claim of the above Fred Toby, in any pecu-
niary manner whatever; that they have heard
the foregoing affidavit read to them and know
its contents, and that the same is correct and
True in every particular, And these deponents
further say, that to their own knowledge, the
said Fred Toby did, at the time set forth in
his deposition, own and possess all the property
therein set forth, and did abandon and lose
the same in the manner stated by him. Further
these deponents do not say.

William Franklin ^{his} mark
William Caesar ^{his} mark

Subscribed and sworn to, before me, this 17th day
of November A.D. 1869

J. P. McElroy
Attest my. att. not ind. affs
J. P. McElroy

Awards

The loss of property specified above is deemed established by the foregoing testimony. Also, the status of claimant. The amount claimed, however, is in some instances, considered excessive. Upon inquiry it is found the values of the different kinds of property at the time the loss occurred, ruled as follows:-

Horses:-	\$20.00 each.-
Hogs:-	2.00 "
Cows & calves:-	8.00 "
Two-year olds:-	5.00 "
Yearlings:-	4.00 "

In consideration of these, and all other facts attainable bearing upon the case, we believe it just and equitable to award this claimant Fred Tobey One hundred and one dollar.

\$101⁰⁰/₁₀₀

W. P. Hays

Brigadier Major General U.S. Army.
Supt. Indian Affairs, Southern Superintendency

F. A. Field

Captain U.S. Army.
Creek agent

Fred Tobey